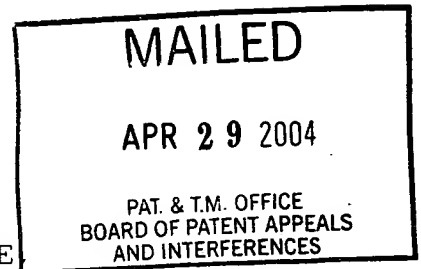


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

Ex parte THOMAS NOSKER, RICHARD RENFREE,  
JAMES KERSTEIN, and LOUIS SIMON



Application No. 09/985,937

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on April 1, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On May 27, 2003, appellants filed an amendment (Paper No. 10). The examiner has noted on the amendment "Entry approved upon filing an appeal." Also, on June 20, 2003, the examiner has indicated in an advisory action (Paper No. 12) that the amendment filed May 27, 2003, would be entered. A review of the file reveals that the amendment was not physically entered.

Application No. 09/985,937

Appropriate correction is required.

Accordingly, it is

ORDERED that this application be returned to the examiner for: 1) physical entry of the amendment (Paper No. 10) filed May 27, 2003; and 2) for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of this appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By:  \_\_\_\_\_

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FCH/tdl/pb  
RA04-0469